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Attorneys for Defendants Wockhardt USA LLC and Wockhardt Ltd.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

NOVARTIS PHARMACEUTICALS)
CORPORATION,)
Plaintiff,) **DOCUMENT**
v.) **ELECTRONICALLY FILED**
ACTAVIS LLC; APOTEX, INC.;)
APOTEX, CORP.; GLAND PHARMA)
LTD.; DR. REDDY'S LABORATORIES,)
INC.; DR. REDDY'S LABORATORIES)
LTD.; EMCURE PHARMACEUTICALS)
USA, INC.; EMCURE)
PHARMACEUTICALS, LTD; HOSPIRA,) Civil Action No. 13-cv-1028-SDW-MCA

INC.; PHARMACEUTICS)
INTERNATIONAL INC.; SAGENT)
PHARMACEUTICALS, INC.; ACS)
DOBFAR INFO S.A.; STRIDES, INC.;)
AGILA SPECIALTIES PRIVATE LTD.;)
SUN PHARMA GLOBAL FZE;)
CARACO PHARMACEUTICAL)
LABORATORIES, LTD; SUN)
PHARMACEUTICAL INDUSTRIES)
LTD.; WOCKHARDT USA LLC; and)
WOCKHARDT LTD.)
Defendants.)

[PROPOSED] ORDER GRANTING DEFENDANTS
WOCKHARDT USA LLC AND WOCKHARDT LTD.'S MOTION TO DISMISS
COUNT II OF THE CORRECTED AMENDED COMPLAINT

THIS MATTER having come before the Court on motion of Defendants Wockhardt USA LLC and Wockhardt Ltd. (collectively, “Wockhardt”), by counsel Fox Rothschild LLP and Knobbe, Martens, Olson & Bear, LLP, for entry of an order dismissing Count II of the Corrected Amended Complaint filed by Novartis Pharmaceuticals Corporation (“Plaintiff”), pursuant to Fed. R. Civ. P. 12(b)(6), and Plaintiff, through counsel McCarter & English LLP and Wilmer Cutler Pickering Hale & Dorr LLP, having received due notice and being given the opportunity to be heard, and the Court having considered all materials presented by the parties to the Court relating to that Motion, and all arguments of Counsel, and for good cause showing;

IT IS on this _____ day of _____, 2013, ORDERED that Wockhardt’s Motion to Dismiss Count II of the Corrected Amended Complaint is GRANTED, and Count II of the Corrected Amended Complaint be and hereby DISMISSED as to Wockhardt.

Honorable Susan Davis Wigenton
United States District Judge